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PACIFIC CHOICE SEAFOOD, INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

THOMAS CARLSON,

Plaintiff,

VS.

VENTURE WEST, INC., *in personam*, and F/V VENTURE WEST, Official No. 606361, its engines, tackle, apparel, furniture, etc., *in rem*, and PACIFIC CHOICE SEAFOOD, INC., *in personam*,

Defendants.

CASE NO. 04-5309 PJH (MEJ)

**STIPULATION OF DISMISSAL OF
VENTURE WEST, INC.'S CROSS-
CLAIM AGAINST PACIFIC
CHOICE SEAFOODS, INC. AND ORDER**

[Fed. R. Civ. P. Rule 41(c)]


IT IS HEREBY STIPULATED by Plaintiff THOMAS CARLSON, Defendant and Cross-claim Plaintiff VENTURE WEST, INC., and Defendant and Cross-claim Defendant PACIFIC CHOICE SEAFOOD, INC., through their respective counsel of record, that VENTURE WEST, INC.'s cross-claims in this action be dismissed *with prejudice* pursuant to Rule 41(c) of the Federal Rules of Civil Procedure, each party to bear his or its own fees and costs.

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Dated: September 20, 2006



UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IT IS SO ORDERED

[Signature]

Judge Phyllis J. Hamilton